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8 UNITED STATES DISTRICT COURT  
9 WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

10 CHRISTOPHER B LOONEY,

11 Petitioner,

12 v.

13 ELDON VAIL,

14 Respondent.

CASE NO. C09-5238-RBL-JRC

ORDER GRANTING SEVENTH  
EXTENSION OF TIME

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16 This petition for a writ of habeas corpus filed pursuant to 28 U.S.C. § 2254 has been  
17 referred to United States Magistrate Judge J. Richard Creatura pursuant to 28 U.S.C. § 636(b) (1)  
18 (A) and (B), and local Magistrate Judge Rules MJR3 and MJR4. The Court stayed this  
19 proceeding in May of 2009, so that petitioner could exhaust his claims in state court (ECF No.  
20 8). The petitioner's state personal restraint petition was stayed until the Washington State  
21 Supreme Court decided a related case, In re Coats, 83544-6. Petitioner has filed status reports  
22 every six months and the Court has continued the stay.

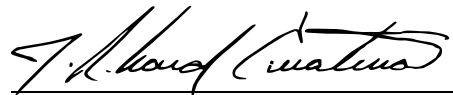
23 In his seventh status report, plaintiff informs the Court that In re Coats was decided on  
24 November 11, 2011 (ECF No. 20). Petitioner further indicates that the stay in his state petition

1 was lifted in December of 2011, and that the state was given 60 days to respond. Petitioner states  
2 that when the state did not file a response he filed a motion asking that the case proceed without  
3 the state's response and that he is waiting for a response from the Washington State Supreme  
4 Court.

5 Another order continuing the stay is appropriate under these conditions. If a decision is  
6 reached in Mr. Looney's state personal restraint petition the Court orders that petitioner will  
7 inform the Court of that decision within 30 days of his receiving the state court decision. A  
8 seventh status report will be due on or before November 2, 2012.

9 The Clerk's office is directed to note the November 2, 2012, due date

10 Dated this 4th day of April, 2012.

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12 J. Richard Creatura  
13 United States Magistrate Judge  
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